RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES RECITING THE FACT OF THE CITY OF BELL'S MARCH 8, 2011 GENERAL MUNICIPAL ELECTION, SPECIAL RECALL ELECTION AND SPECIAL ELECTION TO FILL A VACANCY, DECLARING THE RESULTS OF THE ELECTION AND SUCH OTHER MATTERS AS REQUIRED BY LAW

WHEREAS, on March 8, 2011, the City of Bell ("Bell" or "City") held a General Municipal Election, Special Recall Election and Special Election to Fill a Vacancy; and

WHEREAS, pursuant to the Bell Charter (the "Charter"), all municipal elections are to be held, canvassed, and conducted as set forth in state law. Further, under the Charter, the Bell City Clerk is required to certify the canvass of the vote in any election in accordance with Elections Code Sections 10262 and 10263. Under those sections, the City Clerk is required to certify the results to the Bell City Council, and the City Council is required to declare the results of a municipal election and install the newly elected City Councilmembers; and

WHEREAS, the City of Bell is currently without a functioning City Council, and therefore is unable to meet the statutory requirements set forth in the Elections Code concerning the declaration of results and installation of officers; and

WHEREAS, to ensure that Bell was provided with a sound mechanism for the certification, declaration of results and installation of officers following the City's March 8, 2011 elections, Assemblymember Ricardo Lara authored Assembly Bill 93 ("AB 93"). Under the provisions of AB 93, the Bell City Clerk is permitted to certify the election results to the Board of Supervisors of the County of Los Angeles (the "Board"), subject to approval by the Board, and the Board is permitted to adopt a resolution declaring the results of the election. The Bell City Clerk is then required to install the newly elected City Councilmembers within 48 hours at Bell City Hall; and

WHEREAS, AB 93 was adopted unanimously by both the State Senate and the Assembly, and on March 21, 2011, Governor Brown signed AB 93 into law; and

WHEREAS, the Los Angeles County Registrar-Recorder/County Clerk canvassed the returns of the March 8, 2011 elections and pursuant to the provisions of AB 93, the City Clerk certified the results to the Board.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of the County of Los Angeles as follows:

Section 1: That the Board hereby consents to the City's request to declare the results and recite the facts of the City's March 8, 2011 General Municipal Election, Special Recall Election and Special Election to Fill a Vacancy.

Section 2: That the whole number of votes (ballots) cast in the precincts except vote by mail ballots and provisional ballots was 2,963. The whole number of vote by mail

ballots cast in the City was 601. There were no provisional ballots cast. The total number of votes (ballots) cast in the City was 3,564.

<u>Section 3:</u> That the following measures were voted upon by the City's voters: Recall of City Councilmember Luis Artiga; Recall of City Councilmember Oscar Hernandez; Recall of Councilmember Teresa Jacobo; Election to Succeed Teresa Jacobo; and Recall of City Councilmember George Mirabal.

Section 4: That the following individuals were voted for in the Election to Succeed Teresa Jacobo:

Coco Ceja Danny Harber

<u>Section 5:</u> That the following individuals were voted for in the election for the Member of the City Council (unexpired term):

Janice Leal Bass Lorenzo Martinez Ana Maria Quintana Miguel Alejandro Sanchez Donald H. Tavares

<u>Section 6:</u> That the following individuals were voted for in the election for the Member of the City Council (full term):

Willie Aguilar
Violeta Alvarez
Fidencio Joel Gallardo
Estela Mota
Marcos A. Oliva
Mario S. Rivas
Ali Saleh
Imelda Serrano
Nestor Enrique Valencia
Lorenzo S. Velez

Section 7: That the number of votes given at each precinct, the number of votes for and against each measure, and for each of the individuals named above for their respective office, are listed in Exhibit A, attached hereto and incorporated herein by reference.

<u>Section 8:</u> In accordance with the provisions of AB 93, the Board of Supervisors does declare and determine that Luis Artiga, Oscar Hernandez, Teresa Jacobo and George Mirabal were recalled from the Bell City Council.

Section 9: In accordance with the provisions of AB 93, the Board of Supervisors does declare and determine that Danny Harber was elected as a Member of the City Council to succeed Teresa Jacobo.

<u>Section 10:</u> In accordance with the provisions of AB 93, the Board of Supervisors does declare and determine that Ana Maria Quintana was elected as a Member of the City Council to fill an unexpired term for a period of approximately two (2) years.

<u>Section 11:</u> In accordance with the provisions of AB 93, the Board of Supervisors does declare and determine that Violeta Alvarez, Ali Saleh and Nestor Enrique Valencia were elected as Members of the City Council for the full term of four years.

Section 12: The Bell City Clerk shall enter in the records of the City of Bell a statement of the result of the March 8, 2011 elections, showing: (1) the whole number of votes (ballots) cast in the City; (2) the names of the persons voted for; (3) the office for which votes were cast for each person; (4) the number of votes given at each precinct to each person; and (5) the total number of votes given to each person.

Section 13: That the Bell City Clerk shall immediately make and deliver to each of the persons so elected a Certificate of Election signed by the City Clerk and authenticated; that the City Clerk shall also administer to each person elected the oath of office prescribed in the Constitution of the State of California, and shall have all newly elected City Councilmembers subscribe to the oath, and file the oath in the office of the Bell City Clerk. Each and all persons so elected shall then be inducted into the respective office to which they have been elected.

The foregoing resolution was on the 5 day of April, 2011 adopted by the Board of Supervisors of the County of Los Angeles

TO THE LAND OF THE

Sachi A. Hamai, Executive Officer-Clerk of the Board of Supervisors of the County of Los Angeles

Eachelle Smitherman

APPROVED AS TO FORM ANDREA SHERIDAN ORDIN

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